

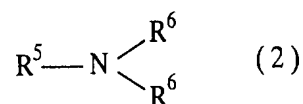
IN THE CLAIMS

Please amend the claims as follows:

Claim 1 (Currently Amended): A hair cosmetic comprising the following components (A), ~~[[and]]~~ (B) and (C):

(A) organopolysiloxane having an amino-modified organopolysiloxane chain and a polyoxyalkylene chain,

(B) a tertiary amine compound represented by formula (2):

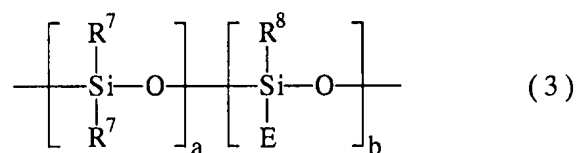


wherein R<sup>5</sup> represents a linear or branched alkyl or alkenyl group containing 8 to 35 carbon atoms in total, which may be interrupted by a functional group represented by -O-, -CONH-, -OCO- or -COO- or substituted with -OH; R<sup>6</sup> represents a C1 to C22 alkyl, alkenyl or hydroxyalkyl group, and two R<sup>6</sup>s may be the same as, or different from, each other,

(C) at least one compound selected from the group consisting of malic acid, succinic acid, maleic acid, salicylic acid, malonic acid, mandelic acid, lactic acid, glycolic acid and salts thereof.

wherein ~~(A) and (B) are present in a weight ratio of 10/1 to 1/10~~ the hair cosmetic has a pH of 3 to 5.

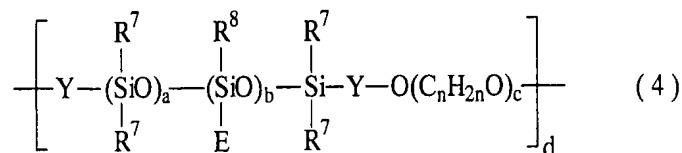
Claim 2 (Withdrawn): The hair cosmetic according to claim 1, wherein the amino-modified organopolysiloxane chain comprises a polymerization unit represented by formula (3):



wherein  $\text{R}^7$  represents a hydrogen atom or a C1 to C6 monovalent hydrocarbon group;  $\text{R}^8$  represents  $\text{R}^7$  or E, E represents a reactive functional group represented by  $-\text{R}^9-\text{Z}$ , wherein  $\text{R}^9$  represents a direct bond or a C1 to C20 divalent hydrocarbon group and Z represents a primary to tertiary amino group-containing group or an ammonium group-containing group; a is a number of 2 or more; b is a number of 1 or more; and a plurality of  $\text{R}^7$ ,  $\text{R}^8$  and E may be the same as, or different from, one another.

Claim 3 (Previously Presented): The hair cosmetic according to claim 1, wherein the component (A) is a block copolymer of an amino-modified organopolysiloxane chain and a polyoxyalkylene chain.

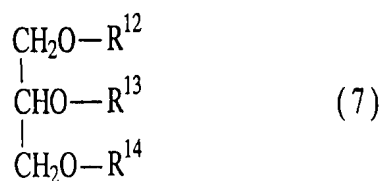
Claim 4 (Withdrawn): The hair cosmetic according to claim 1, wherein the component (A) comprises a polymerization unit represented by formula (4):



wherein  $\text{R}^7$ ,  $\text{R}^8$ , E, a and b have the same meaning as defined above; n is a number of 2 to 10;  $n_s$ , whose number is c, may be the same as, or different from, one another; c is a number of 4 or more; d is a number of 2 or more; and Y represents a divalent organic group bound via a carbon-silicon atom to the adjacent silicon atom and via an oxygen atom to the polyoxyalkylene block chain.

Claim 5 (Withdrawn): The hair cosmetic according to claim 4, wherein the ratio of the siloxane block is 25 to 97% by weight of the whole block copolymer.

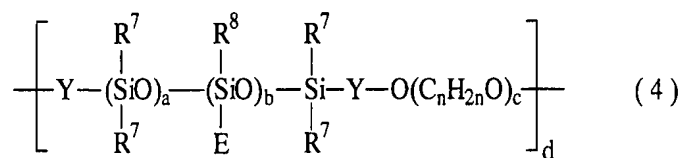
Claim 6 (Withdrawn): The hair cosmetic according to claim 1, which further comprises at least one lubricant selected from the group consisting of compounds represented by formulae (5), (6) and (7):



wherein  $R^{10}$  represents a  $C_{12}$  to  $C_{30}$  alkyl or alkenyl group,  $R^{11}$  represents a  $C_{11}$  to  $C_{29}$  alkyl or alkenyl group, at least one of  $R^{12}$ ,  $R^{13}$  and  $R^{14}$  represents a  $C_8$  to  $C_{30}$  acyl group, and the remainder represents a hydrogen atom.

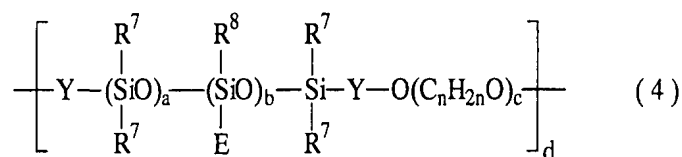
Claim 7 (Withdrawn): The hair cosmetic according to claim 2, wherein the component (A) is a block copolymer of an amino-modified organopolysiloxane chain and a polyoxyalkylene chain.

Claim 8 (Withdrawn): The hair cosmetic according to claim 2, wherein the component (A) comprises a polymerization unit represented by formula (4):



wherein  $\text{R}^7$ ,  $\text{R}^8$ , E, a and b have the same meaning as defined above; n is a number of 2 to 10;  $n_s$ , whose number is c, may be the same as, or different from, one another; c is a number of 4 or more; d is a number of 2 or more; and Y represents a divalent organic group bound via a carbon-silicon atom to the adjacent silicon atom and via an oxygen atom to the polyoxyalkylene block chain.

Claim 9 (Previously Presented): The hair cosmetic according to claim 3, wherein the component (A) comprises a polymerization unit represented by formula (4):

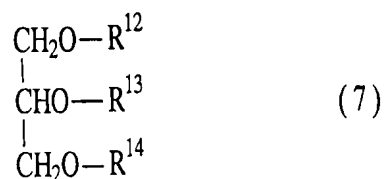


wherein  $\text{R}^7$ ,  $\text{R}^8$ , E, a and b have the same meaning as defined above; n is a number of 2 to 10;  $n_s$ , whose number is c, may be the same as, or different from, one another; c is a number of 4 or more; d is a number of 2 or more; and Y represents a divalent organic group bound via a carbon-silicon atom to the adjacent silicon atom and via an oxygen atom to the polyoxyalkylene block chain.

Claim 10 (Withdrawn): The hair cosmetic according to claim 8, wherein the ratio of the siloxane block is 25 to 97% by weight of the whole block copolymer.

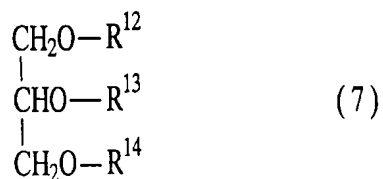
Claim 11 (Previously Presented): The hair cosmetic according to claim 9, wherein the ratio of the siloxane block is 25 to 97% by weight of the whole block copolymer.

Claim 12 (Withdrawn): The hair cosmetic according to claim 2, which further comprises at least one lubricant selected from the group consisting of compounds represented by formulae (5), (6) and (7):



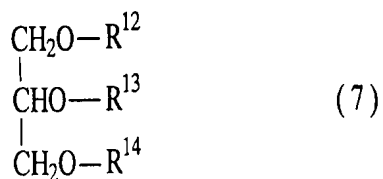
wherein  $R^{10}$  represents a  $C_{12}$  to  $C_{30}$  alkyl or alkenyl group,  $R^{11}$  represents a  $C_{11}$  to  $C_{29}$  alkyl or alkenyl group, at least one of  $R^{12}$ ,  $R^{13}$  and  $R^{14}$  represents a  $C_8$  to  $C_{30}$  acyl group, and the remainder represents a hydrogen atom.

Claim 13 (Previously Presented): The hair cosmetic according to claim 3, which further comprises at least one lubricant selected from the group consisting of compounds represented by formulae (5), (6) and (7):



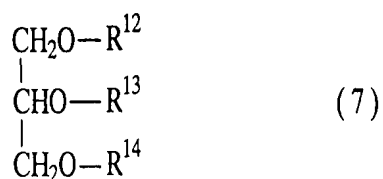
wherein  $R^{10}$  represents a  $C_{12}$  to  $C_{30}$  alkyl or alkenyl group,  $R^{11}$  represents a  $C_{11}$  to  $C_{29}$  alkyl or alkenyl group, at least one of  $R^{12}$ ,  $R^{13}$  and  $R^{14}$  represents a  $C_8$  to  $C_{30}$  acyl group, and the remainder represents a hydrogen atom.

Claim 14 (Withdrawn): The hair cosmetic according to claim 4, which further comprises at least one lubricant selected from the group consisting of compounds represented by formulae (5), (6) and (7):



wherein  $R^{10}$  represents a  $C_{12}$  to  $C_{30}$  alkyl or alkenyl group,  $R^{11}$  represents a  $C_{11}$  to  $C_{29}$  alkyl or alkenyl group, at least one of  $R^{12}$ ,  $R^{13}$  and  $R^{14}$  represents a  $C_8$  to  $C_{30}$  acyl group, and the remainder represents a hydrogen atom.

Claim 15 (Withdrawn): The hair cosmetic according to claim 5, which further comprises at least one lubricant selected from the group consisting of compounds represented by formulae (5), (6) and (7):



wherein  $R^{10}$  represents a  $C_{12}$  to  $C_{30}$  alkyl or alkenyl group,  $R^{11}$  represents a  $C_{11}$  to  $C_{29}$  alkyl or alkenyl group, at least one of  $R^{12}$ ,  $R^{13}$  and  $R^{14}$  represents a  $C_8$  to  $C_{30}$  acyl group, and the remainder represents a hydrogen atom.

Claim 16 (Currently Amended): The hair cosmetic according to claim 1, wherein the compound represented by formula (2) is at least one of behenyl dimethyl amine and ~~stearamide~~ stearamide propyl dimethylamine.

Claim 17 (Currently Amended): The hair cosmetic according to claim ~~[[1]]~~ 13, wherein the lubricant is at least one of cetyl alcohol, stearyl alcohol and behenyl alcohol.

Claim 18 (New): The hair cosmetic according to claim 1, wherein component (C) is malic acid or lactic acid.